

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

CUBIST PHARMACEUTICALS, INC.,

Plaintiff,

v.

HOSPIRA, INC.,

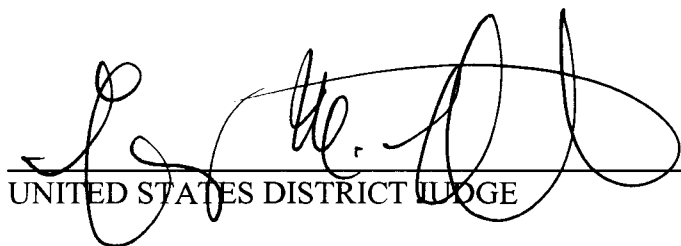
Defendant.

C.A. No. 12-367-GMS

ORDER

At Wilmington this 5th day of December, 2014, IT IS HEREBY ORDERED THAT:

1. The Certificate of Correction issued for the RE'071 Patent is not invalid;
2. The asserted claims of the patents-in-suit are not invalid due to lack of written description;
3. The asserted claims of the RE'071 Patent are not invalid due to improper recapture;
4. The asserted claims of the '967 Patent and claim 98 of the '238 Patent are invalid due to anticipation;
5. The asserted claims of the '967, '689, '238 and '342 Patents are invalid due to obviousness;
6. Hospira's proposed products infringe each of the patents-in-suit; and
7. The parties' Rule 52(c) motions (D.I. 126-28) are GRANTED IN PART AND DENIED IN PART.


UNITED STATES DISTRICT JUDGE